



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: HADLACZKY *et al.*
Serial No. 09/724,872
Filed: November 28, 2000
Confirmation No.: 8394
For: *ARTIFICIAL CHROMOSOMES,
USES THEREOF AND METHODS
FOR PREPARING ARTIFICIAL
CHROMOSOMES*
Art Unit: 1638
Examiner: Helmer, G.

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

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Commissioner for Patents
U.S. Patent and Trademark Office
P.O. Box 2327
Arlington, VA 22202

10/09/2002
Date

Michael Lough

TRANSMITTAL LETTER

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Dear Sir:

Transmitted herewith are a Supplemental Information Disclosure Statement, Form PTO-1449 (1 Page) and cited references for filing in connection with the above-identified application. Because this Information Disclosure Statement is filed prior to receipt of a First Office Action on the merits in the above-referenced application, no fee is due. However, should it be determined that a fee for filing these papers is required, the Commissioner is authorized to charge Deposit Account No. 50-1213, as stated below:

- (X) The Commissioner is hereby authorized to charge the fee for the Information Disclosure Statement and any other fees that may be due under 37 C.F.R. §§ 1.16-1.17 in connection with this paper or with this application during its entire pendency to Deposit Account No. 50-1213. A duplicate of this sheet is enclosed.

Respectfully submitted
HELLER, EHRMAN, WHITE & McAULIFFE LLP

By:

Stephanie L. Seidman
Registration No. 33,779

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**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT IN
 ACCORDANCE WITH 37 C.F.R. §§ 1.97-1.98**

Commissioner for Patents
 U.S. Patent and Trademark Office
 P.O. Box 2327
 Arlington, VA 22202

Dear Sir:

Since this Information Disclosure Statement is filed before the receipt of a first Office Action on the merits for the above-captioned application, no filing fee is due. If it is determined that a fee is due, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-1213.

In accordance with the duty of disclosure imposed by 37 C.F.R. §1.56 to inform the Patent Office of all references known by Applicant or Applicant's representative that may be material to the examination of the subject application, Applicant's representative hereby provides this Information Disclosure Statement that is prepared in accordance with 37 C.F.R. §§1.97-1.98. Forms PTO-1449 (1 page) and copies of the cited documents are provided herewith.

The documents listed on Form PTO-1449 and supplied herewith are in the English language with the exception of item B. Item B (article by Fu *et al.*), which is in the Chinese language, is provided with an English language translation (item A) describing the subject matter. An English language abstract describing the subject matter of Fu *et al.* was previously provided in an Information Disclosure Statement filed on May 29, 2001 (item

U.S.S.N 09/724,872

Hadlaczky *et al.*

Supplemental Information Disclosure Statement

GI). Hence, in accordance with the requirements of 37 C.F.R. § 1.98, as amended effective March 16, 1992, no further explanation of the listed items is necessary.

Although these documents are made known to the Patent and Trademark Office in compliance with Applicant's duty of disclosure, such disclosure is not to be construed as an admission by Applicant or Applicant's representative that any of the references, singly or in any combination thereof, is effective as prior art against the subject application. In accordance with 37 C.F.R. §1.97(h), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 C.F.R. §1.56(b) exists.

Applicant respectfully requests that the Examiner review the foregoing references and information and that they be made of record in the file history of the above-captioned application.

* * *

Respectfully submitted,
HELLER EHRMAN WHITE & McAULIFFE LLP

By:

Stephanie Seidman
Registration No. 33,779

Attorney Docket No.: 24601-402F

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